

## **CHAPTER 8.14**

### **Regulation of Trees and Vegetation**

#### **8.14.010 Parkway defined.**

For purposes of this Chapter, *parkway* means that portion of a public street or highway right-of-way not paved or otherwise set apart for roadway or sidewalk use. (Ord. 466-09; Ord. 738-89)

#### **8.14.020 Permit required.**

No person shall plant trees or woody plants on the public parkway without a tree planting permit. Such permit may be obtained from the Department of Parks and Recreation. All landscaping and planting upon public rights-of-way must be approved by the Director of Parks and Recreation. (Ord. 466-09; Ord. 738-89)

#### **8.14.030 Trees at intersections.**

Planting of trees and woody plants at intersections shall be located so as to comply with Chapter 15.58 of this Code concerning site distances. (Ord. 466-09; Ord. 738-89)

#### **8.14.040 Spacing of trees.**

A. Trees shall be spaced at least thirty (30) feet apart within the public right-of-way. No trees shall be planted closer than five (5) feet from a driveway or alley or be planted in such a way so as to interfere with or obstruct any improvements such as traffic and street signs and signals, fire hydrants, overhead utility wires, street lights, utility poles and the like.

B. When a space of less than five (5) feet in width exists between the curb and the abutting property line, no trees or woody plants shall be planted on the public area involved. (Ord. 466-09; Ord. 738-89)

#### **8.14.050 Species of trees.**

It shall be unlawful to plant any tree within a parkway of a species not listed on the Approved Landscape Planting List of the City of Evans Parks and Recreation Department. It shall be the responsibility of the owner of any property within the City, or tenants or agents in charge thereof, to remove any such tree from the parkway adjacent to his or her property upon notification from the City. (Ord. 466-09; Ord. 738-89)

#### **8.14.060 Violations.**

Violations of this Chapter shall be punishable as described in Chapter 1.16 of this Code. (Ord. 466-09; Ord. 842-92; Ord. 738 89)